

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDDY GARCIA-FERNANDEZ,

Defendant.

Case No. MJ23-506

DETENTION ORDER

Defendant Eddy Garcia-Fernandez is charged with distribution of methamphetamine, 21 U.S.C. §§ 841(a)(1), 841(b)(1)(C), 18 U.S.C. § 2. The Court held a detention hearing on September 5, 2024, pursuant to 18 U.S.C. § 3142(f)(1), and based upon the reasons for detention stated in the record and as hereafter set forth below, finds:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. The government is entitled to a detention hearing pursuant to 18 U.S.C. § 3142(f)(1), as Mr. Garcia-Fernandez is charged with an offense with a maximum term of ten years or more under the CSA.
2. There is a rebuttable presumption that no condition or combination of conditions will reasonably assure the appearance of the person as required and the safety of

1 the community pursuant to 18 U.S.C. § 3142(e).

2 3. Taken as a whole, the record effectively rebuts the presumption that no condition
3 or combination of conditions will reasonably assure the appearance of Mr. Garcia-
4 Fernandez as required and the safety of the community. Mr. Garcia-Fernandez has
5 family ties to the community who were present in the courtroom.

6 4. Mr. Garcia-Fernandez poses a risk of nonappearance due to significant ties to a
7 foreign country: his mother, father, wife, and three children live in Mexico. He
8 stated that he was trying to buy a home in Mexico. Mr. Garcia-Fernandez has
9 limited ties to this district, and unstable and unverified work history. Mr. Garcia-
10 Fernandez poses a risk of danger due to the nature of the instant offense. Based on
11 these findings, and for the reasons stated on the record, there does not appear to
12 be any condition or combination of conditions that will reasonably assure Mr.
13 Garcia-Fernandez's appearance at future court hearings while addressing the
14 danger to other persons or the community.

15 IT IS THEREFORE ORDERED:

- 16 (1) Mr. Garcia-Fernandez shall be detained pending trial, and committed to the
17 custody of the Attorney General for confinement in a correction facility separate,
18 to the extent practicable, from persons awaiting or serving sentences or being held
19 in custody pending appeal;
- 20 (2) Mr. Garcia-Fernandez shall be afforded reasonable opportunity for private
21 consultation with counsel;
- 22 (3) On order of a court of the United States or on request of an attorney for the
23 government, the person in charge of the corrections facility in which Mr. Garcia-

1 Fernandez is confined shall deliver Mr. Garcia-Fernandez to a United States
2 Marshal for the purpose of an appearance in connection with a court proceeding;
3 and

4 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
5 counsel for Mr. Garcia-Fernandez, to the United States Marshal, and to the United
6 States Pretrial Services Officer.

7 Dated this 5th day of September, 2024.

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10 MICHELLE L. PETERSON
11 United States Magistrate Judge
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